

1 JEFFREY B. COOPERSMITH (SBN 252819)
AMY WALSH (Admitted Pro Hac Vice)
2 GUY SINGER (Admitted Pro Hac Vice)
STEPHEN A. CAZARES (SBN 201864)
3 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
4 405 Howard Street
San Francisco, CA 94105-2669
5 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
6
7 Email: jcoopersmith@orrick.com; awalsh@orrick.com;
gsinger@orrick.com; scazares@orrick.com

8 Attorneys for Defendant
RAMESH "SUNNY" BALWANI
9

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12
13 SAN JOSE DIVISION
14

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 HOLMES, et al.,
19 Defendants.

Case No. 5:18-cr-00258-EJD

**STIPULATION AND [PROPOSED]
ORDER GOVERNING RAMESH
"SUNNY" BALWANI'S CASE
SCHEDULE**

Hon. Edward J. Davila

1 The government and counsel for Mr. Balwani have met and conferred and respectfully
2 submit that based on the current trial date set in Mr. Balwani's case it would be beneficial to
3 establish the dates that will govern proceedings in Mr. Balwani's case. Accordingly, the
4 government and counsel for Mr. Balwani stipulate that the attached Proposed Case Schedule shall
5 govern proceedings in Mr. Balwani's case.

6
7 **IT IS SO STIPULATED.**
8

9 DATED: August 4, 2021

Respectfully submitted,

10 ORRICK, HERRINGTON & SUTCLIFFE LLP
11

12 /s/ Jeffrey B. Coopersmith

13 JEFFREY B. COOPERSMITH
14 Attorney for Defendant
RAMESH "SUNNY" BALWANI

15 DATED: August 4, 2021

Respectfully submitted,

16 STEPHANIE M. HINDS
17 Acting United States Attorney

18 /s/ Robert S. Leach

19 ROBERT S. LEACH
20 JEFF SCHENK
21 JOHN C. BOSTIC
22 KELLY VOLKAR
23 Assistant United States Attorneys
24
25
26
27
28

UNITED STATES v. RAMESH “SUNNY” BALWANI
No. 18-CR-00258-EJD
[PROPOSED] CASE SCHEDULE

DATE	EVENT
Friday, October 1, 2021	The Government shall serve a summary pursuant to Federal Rule of Criminal Procedure 16 for any expert witness it intends to call in its case-in-chief not previously noticed for the trial of co-defendant Elizabeth Holmes.
Friday, November 5, 2021	The Government shall serve any supplement to its exhibit and witness lists previously disclosed in the trial of Elizabeth Holmes.
Friday, November 12, 2021	Defendant shall serve witness and exhibit lists for his case-in-chief. Defendant shall serve a summary pursuant to Federal Rule of Criminal Procedure 16 for each expert witness Defendant intends to call at trial in Defendant’s case-in-chief. Defendant shall complete production of witness statements pursuant to Rule 26.2.
Wednesday, November 17, 2021	Defendant shall complete his Rule 16 disclosures other than expert disclosures.
Friday, November 19, 2021	Motions in limine and motions re: experts due.
Tuesday, December 7, 2021	Responses to motions in limine and motions re: experts due.
Tuesday, December 14, 2021	Replies for motions in limine and motions re: experts due. Pretrial Conference statement due per Criminal Local Rule 17.1-1(b).
Friday, December 17, 2021	The Government shall serve a summary pursuant to Federal Rule of Criminal Procedure 16 for each expert witness it intends to call at trial in rebuttal to expert testimony offered by Defendant Balwani.
Tuesday, December 21, 2021	Proposed jury instructions, juror questionnaire, and voir dire questions due. The Government shall advise the Court that it has produced all Brady and Giglio information in its possession and will continue to produce any the Government subsequently discovers.
Tuesday, December 21, 2021	Pretrial Conference (including hearing on motions in limine and motions re: experts).
Tuesday, January 11, 2022	Trial (first day of jury selection).

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Proposed Case Schedule submitted by the government and Mr. Balwani shall govern proceedings in Mr. Balwani's case.

Dated: August ____, 2021

EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE